

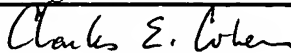

<input type="checkbox"/> FORM PTO-1390 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE (MODIFIED)		ATTORNEY'S DOCKET NUMBER X-15823	
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		U.S. APPLICATION NO. (if known, see 37 C.F.R. 1.5) <div style="font-size: 1.5em; font-weight: bold; text-align: center;">10/551272</div>	
INTERNATIONAL APPLICATION NO. PCT/US2004/009290	INTERNATIONAL FILING DATE 16 April 2004 (16.04.04)	PRIORITY DATE CLAIMED 25 April 2003 (25.04.03)	
TITLE OF INVENTION: QUINOLONE DERIVATIVES			
APPLICANT(S) FOR DO/EO/US.: Nicholas Paul Camp, Roberta Penariol, Christopher David Beadle			
Applicant herewith submits to the U.S. Designated/Elected Office (DO/EO/US) the following items and other information:			
1. 2. 3. 4. 5. 6. 7. 8. 9. 10. 11.	<div style="display: flex; align-items: center;"> <input style="width: 20px; height: 20px; margin-right: 5px;" type="checkbox"/> <div> <p>This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.</p> <p>This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.</p> <p>This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).</p> <p>The US has been elected (Article 31).</p> <p>A copy of the International Application as filed (35 U.S.C. 371(c)(2))</p> <div style="margin-left: 20px;"> <p>a. <input style="width: 20px; height: 20px; margin-right: 5px;" type="checkbox"/> is transmitted herewith (required only if not transmitted by the International Bureau).</p> <p>b. <input style="width: 20px; height: 20px; margin-right: 5px;" type="checkbox"/> has been transmitted by the International Bureau.</p> <p>c. <input checked="" style="width: 20px; height: 20px; margin-right: 5px;" type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).</p> </div> <p>A translation of the International Application into English (35 U.S.C. 371(c)(2)).</p> <p>Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))</p> <div style="margin-left: 20px;"> <p>a. <input style="width: 20px; height: 20px; margin-right: 5px;" type="checkbox"/> are transmitted herewith (required only if not transmitted by the International Bureau).</p> <p>b. <input style="width: 20px; height: 20px; margin-right: 5px;" type="checkbox"/> have been transmitted by the International Bureau.</p> <p>c. <input style="width: 20px; height: 20px; margin-right: 5px;" type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</p> <p>d. <input checked="" style="width: 20px; height: 20px; margin-right: 5px;" type="checkbox"/> have not been made and will not be made.</p> </div> <p>A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</p> <p>An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</p> <p>A declaration of the inventors 35 U.S.C. 371(c)(4) was provided in the PCT Request Form.</p> <p>A copy of the International Preliminary Examination Report (IPER), including any annexes, and, if not in English, an English language translation of the annexes to the IPER under PCT Article 36 (35 U.S.C. 371(c)(5)).</p> </div> </div>		
Items 12. to 18. below concern document(s) or information included:			
12. 13. 14. 15. 16. 17. 18.	<div style="display: flex; align-items: center;"> <input checked="" style="width: 20px; height: 20px; margin-right: 5px;" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. <div style="margin-left: 20px;"> <input checked="" style="width: 20px; height: 20px; margin-right: 5px;" type="checkbox"/> Search Report from ISA/EP </div> </div> <div style="margin-top: 5px;"> <p><input checked="" style="width: 20px; height: 20px; margin-right: 5px;" type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</p> <p><input style="width: 20px; height: 20px; margin-right: 5px;" type="checkbox"/> Assignment has been recorded at reel _____, frame _____.</p> <p><input checked="" style="width: 20px; height: 20px; margin-right: 5px;" type="checkbox"/> A FIRST preliminary amendment.</p> <p><input style="width: 20px; height: 20px; margin-right: 5px;" type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment.</p> <p><input style="width: 20px; height: 20px; margin-right: 5px;" type="checkbox"/> A Sequence Listing, 1.821 Statement, and diskette.</p> <p><input checked="" style="width: 20px; height: 20px; margin-right: 5px;" type="checkbox"/> A change of power of attorney with attachment.</p> <p><input checked="" style="width: 20px; height: 20px; margin-right: 5px;" type="checkbox"/> Other items or information:</p> <p>Please amend the first page of the specification by inserting the following cross-reference after the title: "This is the national phase application, under 35 USC 371, for PCT/US2004/009290, filed 16 April 2004, which, claims the benefit, under 35 USC 119(e), of GB application 0309440.6 filed 25 April 2003, and US provisional application 60/477,277 filed 10 June 2003."</p> </div>		

U.S. APPLICATION NO. (if known, see 37 CFR 1.5)		INTERNATIONAL APPLICATION NO.		ATTORNEY'S DOCKET NUMBER	
10/551272		PCT/US2004/009290		X-15823	

19.	X	The following fees are submitted:	CALCULATIONS	PTO USE ONLY
(a)		Basic national fee (37 CFR 1.492(a)).....\$300.00	\$300.00	
(b)		Examination fee (37 CFR 1.492(c))		
		If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4).....\$0	\$200.00	
		All other situations.....\$200		
(c)		Search fee (37 CFR 1.492(b))		
		If the written opinion of the ISA/US or the International preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4).....\$0	\$400.00	
		Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority.....\$100		
		International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB.....\$400		
		All other situations.....\$500		
TOTAL AMOUNT (a + b + c) =			\$900.00	
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)).			\$	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	
Total claims	19-20=		X \$50.00	\$
Independent claims	1-3=		X \$200.00	\$
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$360.00	\$
TOTAL OF ABOVE CALCULATIONS =			\$900.00	
Reduction by 1/2 for filing by small entity, if applicable. Verified Small Entity Statement must also be filed (Note 37 CFR 1.9, 1.27, 1.28).			\$	
SUBTOTAL =			\$900.00	
Processing fee of \$130.00 for furnishing English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)).			\$	
TOTAL NATIONAL FEE =			\$900.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31).			\$	
\$40.00 per property +				
TOTAL FEES ENCLOSED =			\$900.00	
			Amount to be refunded	\$
			charged	\$

a.		A check in the amount of \$_____ to cover the above fees is enclosed.
b.	<input checked="" type="checkbox"/>	Please charge my Deposit Account No. 05-0840 in the amount of \$900.00 to cover the above fees. A duplicate copy of this sheet is enclosed.
c.	<input checked="" type="checkbox"/>	The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 05-0840. A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO: ELI LILLY AND COMPANY PATENT DIVISION P.O. BOX 6288 INDIANAPOLIS, INDIANA 46206-6288 <i>28 September 2005</i> Date 34,565 REGISTRATION NUMBER	 SIGNATURE Charles E. Cohen 317. 433-4983 TELEPHONE NUMBER	 25885 PATENT TRADEMARK OFFICE
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IN THE UNITED STATES RECEIVING OFFICE (USRO)

Applicant(s): Nicholas Paul CAMP, et. al.
International Application No.: PCT/US2004/009290
Filed: 16 April 2004 (16.04.04)
Invention: QUINOLONE DERIVATIVES
Lilly Reference: X-15823
Earliest Priority Date: 25 April 2003 (25.04.03)

Certificate Under 37 C.F.R. § 1.10

Attention: RO/US
Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir/Madam:

"Express Mail" mailing label number: EV 392093874 US

Date of Deposit: 28, Sep. 2005

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

BUELL Thomas
(Typed or printed name of person mailing paper)

Buell Thomas
(Signature of person mailing paper or fee)